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TO RUEHC/SECSTATE WASHDC PRIORITY 7927  
INFO RUEHZM/GULF COOPERATION COUNCIL COLLECTIVE PRIORITY  
RUEKJCS/SECDEF WASHINGTON DC PRIORITY  
RHEHNSC/NSC WASHDC PRIORITY

S E C R E T KUWAIT 004681

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NEA/ARP, S/CT

E.O. 12958: DECL: 12/18/2016  
TAGS: [PTER](#) [PREL](#) [PGOV](#) [PHUM](#) [KU](#) [TERRORISM](#)  
SUBJECT: GUANTANAMO RETURNEES MAY SOON BE RELEASED

REF: KUWAIT 4429

Classified By: CDA Matt Tueller for reasons 1.4(b) and (d).

[¶1.](#) (U) This is an action request. See paragraph 4.

[¶2.](#) (S/NF) Post has learned that Omar Rajab Amin and Abdullah Kamel Al-Kandari, Kuwaiti nationals returned from detention at Guantanamo Naval Base in September 2006, may be released by the judge presiding over their investigation when their current detention ends on December 24. The judge has requested stronger evidence to justify continuing the detention of Amin and Al-Kandari.

[¶3.](#) (S/NF) The judge said that to justify continuing the detention, the evidence needed to be substantially stronger than what the investigators had presented thus far. The judge said more persuasive evidence might include:

- testimony about the circumstances of the original apprehension;
- interview results;
- receipts of items seized;
- receipts of money seized;
- testimony of soldiers who apprehended the defendants.

[¶4.](#) (S/NF) Post requests that any further evidence available for release to the GOK be made available as soon as possible.

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TUELLER